

EXECUTIVE SUMMARY OVERSIGHT AND COMMUNICATIONS APPROPRIATIONS ACT

HOUSE FILE 719

NEW PROGRAMS, SERVICES, OR ACTIVITIES

- Provides for funding of \$13.0 million of technology projects from the Pooled Technology Account. Notwithstanding Section 8.57(5)(c), Code of Iowa, to allow the funding for these projects with an appropriation from the Rebuild Iowa Infrastructure Fund (RIIF). In prior years this has been funded through use of reversions or transfers of unexpended moneys in other funds. (Page 3, Line 31)
- Makes the following allocations from RIIF funds deposited into the Pooled Technology Account.
 - \$3.0 million to the Department of Education for community college technology. (Page 4, Line 10)
 - \$1.5 million to the University of Northern Iowa for the 21st Century Learning Initiative. (Page 4, Line 14)
 - \$1.5 million to the Department of Education for nonpublic school technology. (Page 4, Line 19)
 - \$2.7 million to the Iowa Telecommunications and Technology Commission for maintenance and lease costs of the Iowa Communication Network (ICN) tail circuits. (Page 4, Line 23)
 - \$312,000 to the Information Technology Department (ITD) for the Justice Data Warehouse. (Page 4, Line 26) *This item was vetoed by the Governor.*
 - \$1.0 million to the ITD for implementation of an enterprise data warehouse. (Page 4, Line 33) *This item was vetoed by the Governor.*
 - \$500,000 to the Secretary of State to replace the State's voter registration system. (Page 5, Line 1)
 - \$1.0 million to the Department of Workforce Development for automation of the unemployment system. (Page 5, Line 4) *This item was vetoed by the Governor.*
 - \$250,000 to the Department of Agriculture and Land Stewardship for the e-commerce electronic licensing project. (Page 5, Line 7) *This item was vetoed by the Governor.*
 - \$1.2 million to the ITD for various technology projects. (Page 5, Line 10)
- Allocates \$312,000 to the ITD for lease purchase costs associated with the Justice Data Warehouse Project from any reversion funds received by the Pooled Technology Account. (Page 6, Line 3)
- Appropriates \$11.4 million from the General Fund to the Treasurer of State, a reduction of \$1.5 million compared to the FY 2001 estimated net appropriation, for payment of debt service for the build out of Parts I and II of the Iowa Communications Network (ICN). An additional \$1.4 million in FY 2001 Pooled Technology Account funding is provided to bring the total funding for debt service to \$12.8 million as required to meet payment obligations on the certificates of participation. (Page 1, Line 1 & Page 9, Line 15)

MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS

EXECUTIVE SUMMARY

OVERSIGHT AND COMMUNICATIONS APPROPRIATIONS ACT

HOUSE FILE 719

MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS (CONTINUED)

- Decreases the General Fund appropriation to the Iowa Telecommunications and Technology Commission by \$948,000 and increases the staffing level by 1.00 FTE position compared to the FY 2001 estimated net appropriation. (Page 1, Line 18)
- Decreases the General Fund appropriation to Iowa Public Television and the regional telecommunications councils for support of K-12 schools related to the ICN by \$153,000 and 1.0 FTE position compared to the FY 2001 estimated net appropriation. (Page 2, Line 5)
- Decreases the General Fund appropriation to the ITD by \$1.4 million and increases the staffing level by 25.4 FTE positions compared to the FY 2001 estimated net appropriation. (Page 2, Line 32)

SIGNIFICANT CHANGES TO THE CODE OF IOWA

- Appropriates 75.0% of funds from operational accounts and 100.0% of funds from nonoperational accounts that would otherwise revert to the General Fund at the end of FY 2001, to the Pooled Technology Account. Also, provides that the first \$10.0 million of funds subject to reversion at the end of FY 2001 be deposited into the General Fund. (Page 6, Line 3)
- Requires the first \$1.0 million of driver's record receipts to be transferred to the ITD for developing, implementing, maintaining, and expanding electronic access to government records. These fees would otherwise be deposited into the General Fund. (Page 6, Line 28)
- Permits the Judicial Branch to conduct a four-year pilot project for fee collection from the electronic accessing of court information from remote locations. (Page 7, Line 23) *A portion of this item requiring all fees collected to be deposited into the Pooled Technology Account was vetoed by the Governor.*
- Requires all State agencies that make reports or documents available for public inspection on or after July 1, 2001, to maintain the reports and newsletters in electronic format and make those reports and documents accessible to the public over the Internet. (Page 8, Line 30)
- Allocates \$1.4 million from the FY 2001 funds deposited into the Pooled Technology Account to the Treasurer of State to meet payment obligations on the certificates of participation issued for the build-out of the ICN. (Page 9, Line 15)
- Decreases the FY 2001 Pooled Technology Account allocation to the ITD for various technology projects by \$1.4 million. (Page 9, Line 22)
- Repeals the sunset of the Community College Vocational-Technical Technology Improvement Program. (Page 11, Line 31)

STUDIES AND INTENT LANGUAGE

- Requests that the Legislative Council approve an interim study committee to study the viability of establishing Iowa as a distance learning center. Requires a report by January 15, 2002. (Page 11, Line 14)

EXECUTIVE SUMMARY OVERSIGHT AND COMMUNICATIONS APPROPRIATIONS ACT

HOUSE FILE 719

EFFECTIVE DATES

- Specifies the following Sections are effective upon enactment. (Page 11, Line 32)
 - Section 5.4 – Appropriates specified FY 2001 reversion to the Pooled Technology Account. (Page 6, Line 3)
 - Section 12 – Allocating \$1.4 million from the FY 2001 Pooled Technology Account funding, to the Treasurer of State for debt service payment related to the ICN. (Page 9, Line 15)
 - Section 13 – Reducing the allocation from the Pooled Technology Account to the ITD by \$1.4 million for a variety of technology projects. (Page 9, Line 22)
 - Section 15 – Providing nonreversion language for the funds remaining in the Pooled Technology Account at the end of FY 2001. (Page 10, Line 33 through Page 11, Line 13)

GOVERNOR'S VETOES

- The Governor vetoed language requiring the Information Technology Department to notify the Department of Management (DOM) prior to any fee increases and requiring the DOM to submit a report to the Legislative Fiscal Bureau as any fee increases. (Page 3, Line 8)
- The Governor vetoed language prohibiting the ITD from spending Pooled Technology Account funds on asynchronous transfer mode (ATM) technology conversion of the Iowa Communications Network (ICN), an Enterprise Resource Planning System, or digital broadcasting facilities for Iowa Public Television. (Page 5, Line 10)
- The Governor vetoed language exempting the University of Northern Iowa from consulting with the ITD to make sure that purchases and contracts for 21st Century Learning Initiative are compatible with other State agencies. (Page 5, Line 19)
- The Governor vetoed language specifying that Pooled Technology Account funds may be used for the Community College Vocational-Technical Technology Improvement Program. (Page 7, Line 33)

ENACTMENT DATE

- This Act was approved by the General Assembly on May 7, 2001, and item vetoed and signed by the Governor on May 30, 2001.

House File 719 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
1	28	2.2	Nwthstnd	Section 8.33 and 8.39	Nonreversion of Funds
3	31	5	Nwthstnd	Section 8.57(5)(c)	Definition of Vertical Infrastructure
6	3	5.4	Nwthstnd	Section 8.62, 8.33, & Section 5.4 of this Act	Reversions Transferred to Pooled Technology Account
6	28	6	Nwthstnd	Section 321A.3(1)	Driver's Record Fees
7	11	7	Amends	Section 14B.105(2)(f)	lowAccess Fee Change Reporting Requirement
7	23	8	Adds	Section 14B.203(5)	Fee-Based Pilot Project - Court Information
7	33	9	Amends	Section 260A.1(1)	Community College Technology Funding Source
8	4	10	Amends	Section 260A.2	Community College Vocational-Technical Technology Improvement Plan Program
8	30	11	Amends	Section 304.13A(1 & 2)	Electronic Production of Reports
9	15	12	Adds	Section 5.2(dd), Chapter 1226, 2000 Iowa Acts	Pooled Technology Account Allocation
9	22	13	Amends	Section 5.2(e), Chapter 1226, 2000 Iowa Acts	Pooled Technology Account Allocation
10	33	15.1	Nwthstnd	Section 8.33	Nonreversion of Funds
11	6	15.2	Nwthstnd	Section 8.33	Nonreversion of Funds
11	31	17	Repeals	Section 260A.4	Repeals Sunset of Community College Vocational-Technical Technology Improvement Plan Program

1 1 Section 1. TREASURER OF STATE. There is appropriated from
 1 2 the general fund of the state to the treasurer of state for
 1 3 the fiscal year beginning July 1, 2001, and ending June 30,
 1 4 2002, the following amount, or so much thereof as is
 1 5 necessary, to be used for the purpose designated:
 1 6 For debt service:
 1 7 \$ 11,405,000

General Fund appropriation to the Treasurer of State for debt service on the certificates of participation issued for construction of Parts I and II of the Iowa Communications Network (ICN).

DETAIL: This is a decrease of \$1,455,000 compared to the FY 2001 estimated net appropriation. This includes:

1. A decrease of \$1,400,000, which is replaced with an allocation of \$1,400,000 from funds available in the Pooled Technology Account in the current fiscal year in Section 12 of this Act.
2. A decrease of \$55,000 due to increased interest earnings on deposited funds.

1 8 Funds appropriated in this section shall be deposited in a
 1 9 separate fund established in the office of the treasurer of
 1 10 state to be used solely for debt service for the Iowa
 1 11 communications network. The Iowa telecommunications and
 1 12 technology commission shall certify to the treasurer of state
 1 13 when a debt service payment is due, and upon receipt of the
 1 14 certification, the treasurer shall make the payment. The
 1 15 commission shall pay any additional amount due from funds
 1 16 deposited in the Iowa communications network fund.

Requires that the funds appropriated in this Section be used only for the payment of debt service. Also, specifies that the Iowa Telecommunications and Technology Commission (ITTC) notify the Treasurer of State when payments are due and pay any additional amount from the ICN Fund.

1 17 Sec. 2. IOWA COMMUNICATIONS NETWORK OPERATIONS.

1 18 1. There is appropriated from the general fund of the
 1 19 state to the Iowa telecommunications and technology commission
 1 20 for the fiscal year beginning July 1, 2001, and ending June
 1 21 30, 2002, the following amount, or so much thereof as is
 1 22 necessary, to be used for the purposes designated in this
 1 23 subsection:
 1 24 For operations of the network consistent with chapter 8D
 1 25 and for the following full-time equivalent positions:
 1 26 \$ 2,234,330
 1 27 FTEs 105.00

General Fund appropriation to the Iowa Telecommunications and Technology Commission for network operations costs related to the production of interactive video.

DETAIL: This is a general decrease of \$947,590 and an increase of 1.00 FTE position compared to the FY 2001 estimated net appropriation. The FTE increase is the result of the transfer of an ICN scheduler position from Iowa Public Television to the ICN.

1 28 2. Notwithstanding section 8.33 or 8.39, moneys
 1 29 appropriated in this section which remain unobligated or
 1 30 unexpended at the close of the fiscal year shall not revert
 1 31 but shall remain available for the purposes designated in the
 1 32 succeeding fiscal year, and shall not be transferred to any
 1 33 other program.

CODE: Allows funds that are unencumbered or unobligated at the end of FY 2001 to carry forward into FY 2002 for the purposes for which they were appropriated.

1 34 3. It is the intent of the general assembly that the Iowa
 1 35 telecommunications and technology commission annually review
 2 1 the hourly rates established, as provided in section 8D.3,
 2 2 subsection 3, paragraph "i", consistent with this paragraph.
 2 3 Such rates shall be established in a manner to minimize any
 2 4 subsidy provided through state general fund appropriations.

Specifies the intent of the General Assembly that the Iowa Telecommunications and Technology Commission annually review the rates charged for services in order to minimize the need for State subsidization.

2 5 Sec. 3. PUBLIC BROADCASTING. There is appropriated from
 2 6 the general fund of the state to the public broadcasting
 2 7 division of the department of education for the fiscal year
 2 8 beginning July 1, 2001, and ending June 30, 2002, the
 2 9 following amount, or so much thereof as is necessary, to be
 2 10 used for the purposes designated in subsections 1 and 2 and
 2 11 for the following full-time equivalent positions:
 2 12 \$ 2,026,808
 2 13 FTEs 8.00

General Fund appropriation to the Public Broadcasting Division of the Department of Education.

DETAIL: This is a general decrease of \$152,910 and 1.00 FTE position compared to the FY 2001 estimated net appropriation. Part of the decrease is due to a transfer of 1.00 FTE position for a scheduler and \$35,000 to the Iowa Communications Network (ICN).

2 14 1. Of the amount appropriated in this section, \$427,656
 2 15 shall be expended by the public broadcasting division of the
 2 16 department of education to provide support for functions
 2 17 related to the network, including but not limited to the
 2 18 following functions: development of distance learning
 2 19 applications; development of a central information source on
 2 20 the internet relating to educational uses of the network;
 2 21 second-line technical support for network sites; testing and
 2 22 initializing sites onto the network; and coordinating the work
 2 23 of the education telecommunications council.

Requires that \$427,656 of the appropriation be expended for support functions related to the ICN.

2 24 2. Of the amount appropriated in this section, \$1,599,152
 2 25 shall be allocated by the public broadcasting division of the
 2 26 department of education to the regional telecommunications
 2 27 councils established in section 8D.5. The regional
 2 28 telecommunications councils shall use the funds to provide
 2 29 technical assistance for network classrooms, planning and
 2 30 troubleshooting for local area networks, scheduling of video
 2 31 sites, and other related support activities.

Requires that \$1,599,152 of the appropriation be allocated to Regional Telecommunications Councils. Specifies how the funds shall be spent.

2 32 Sec. 4. INFORMATION TECHNOLOGY DEPARTMENT. There is
 2 33 appropriated from the general fund of the state to the
 2 34 information technology department for the fiscal year
 2 35 beginning July 1, 2001, and ending June 30, 2002, the
 3 1 following amount, or so much thereof as is necessary, to be
 3 2 used for the purpose designated:
 3 3 For the purpose of providing information technology
 3 4 services to state agencies and for the following full-time
 3 5 equivalent positions:
 3 6 \$ 3,233,862
 3 7 FTEs 158.91

General Fund appropriation to the Information Technology Department (ITD).

DETAIL: This is a general decrease of \$1,422,509 and an increase of 25.40 FTE positions compared to the FY 2001 estimated net appropriation. The increase in FTE positions is due to the authorization for the ITD, in Section 4.2 of this Act, to enter into agreements with other departments for the provision of services. If agreements are not made, the ITD will not fill the positions as funds will not be available to fill them.

3 8 [1. The information technology department shall not
 3 9 increase any fees or charges to other state agencies for
 3 10 services provided to such state agencies by the department,
 3 11 unless such increase in fees or charges is first reported to
 3 12 the department of management. The department of management
 3 13 shall submit a report notifying the legislative fiscal bureau
 3 14 regarding any fee increase as the increase occurs.]

VETOED

Prohibits the Information Technology Division of the Department of General Services from increasing fees charged to other State agencies for services unless the increase is first reported to the Department of Management (DOM). Requires the DOM to submit a report to the Legislative Fiscal Bureau (LFB) whenever fee increases occur.

VETOED: The Governor vetoed this Subsection stating that the two Departments will work cooperatively to examine any proposed fee or rate increases, without the necessity of this legislative mandate.

3 15 2. The information technology department is authorized to
 3 16 enter into agreements with other departments, agencies,
 3 17 boards, and commissions for the provision of information

Permits the ITD to enter into agreements for the provision of services to State agencies and requires the identification of savings that will

3 18 technology services. During the development of such
3 19 agreements, the agreeing parties shall identify any and all
3 20 direct cost savings to be realized in the provision of these
3 21 services. Once these savings from the agreement are
3 22 identified, the information technology department shall notify
3 23 the department of management of the savings so identified.
3 24 The department of management shall then cause the amount of
3 25 savings realized from the agreement to be transferred to the
3 26 pooled technology account for allocation for the technology
3 27 programs identified for funding pursuant to section 5 of this
3 28 Act. The department of management shall annually report the
3 29 amount transferred by each department to the legislative
3 30 fiscal bureau.

3 31 Sec. 5. POOLED TECHNOLOGY ACCOUNT.
3 32 1. Notwithstanding section 8.57, subsection 5, paragraph
3 33 "c", there is appropriated from the rebuild Iowa
3 34 infrastructure fund to the pooled technology account
3 35 established in the office of the treasurer of state under the
4 1 control of the information technology department, for the
4 2 fiscal year beginning July 1, 2001, and ending June 30, 2002,
4 3 the following amount, or so much thereof as is necessary, to
4 4 be used for the purpose designated:
4 5 For the support of various technology programs:
4 6 \$ 13,000,000

4 7 Moneys appropriated pursuant to this section are allocated
4 8 in descending priority order for use during the fiscal year
4 9 beginning July 1, 2001, and ending June 30, 2002, as follows:

4 10 a. The first \$3,000,000 shall be allocated to the
4 11 department of education for transfer to the community college
4 12 vocational-technical technology improvement program authorized
4 13 in chapter 260A.

result due to those agreements. Requires the ITD to notify the DOM of the savings identified and requires the DOM to transfer the amount of funding saved by the agreement to the Pooled Technology Account. Also, requires the DOM to provide an annual report on the amounts transferred from each department.

DETAIL: Currently, some departments have contracts with private sector companies for technology related services. The ITD expects to be able, through economies of scale, to provide these services at a lower cost to the agencies.

CODE: Rebuild Iowa Infrastructure Fund appropriation to the Pooled Technology Account for the purpose of supporting various technology projects.

Specifies that funds in the Account are allocated for FY 2002 for the designated purposes in descending order of priority.

Pooled Technology Account allocation to the Department of Education.

DETAIL: These funds will be transferred to the community colleges for the development and implementation of information technology.

4 14 b. The next \$1,500,000 shall be allocated to the
 4 15 university of northern Iowa for developing a twenty-first
 4 16 century learning initiative. The university of northern Iowa
 4 17 shall consult with the information technology department and
 4 18 the department of education in continuing this initiative.

Pooled Technology Account allocation to the University of Northern Iowa.

DETAIL: These funds will be used for the 21st Century Learning Initiative. These are a series of pilot projects involving various types of distance learning technologies.

4 19 c. The next \$1,500,000 shall be allocated to the
 4 20 department of education for purposes of making technology
 4 21 available to students of accredited nonpublic schools in
 4 22 accordance with section 14 of this Act.

Pooled Technology Account allocation to the Department of Education for providing nonsectarian, nonreligious technology for participating nonpublic schools in the State.

DETAIL: The Department of Education is charged with determining the distribution of these funds in Section 14 of this Act.

4 23 d. The next \$2,727,000 shall be allocated to the Iowa
 4 24 telecommunications and technology commission for maintenance
 4 25 and lease costs associated with Part III connections.

Pooled Technology Account allocation to the Iowa Telecommunications and Technology Commission.

DETAIL: These funds will be used to pay for the maintenance and lease costs of the ICN tail circuits.

4 26 [e. The next \$312,000 shall be allocated to the information
 4 27 technology department. Of this amount, \$252,000 shall be
 4 28 utilized for lease-purchase costs related to the justice data
 4 29 warehouse technology project, and \$60,000 shall be transferred
 4 30 to the division of criminal and juvenile justice planning of
 4 31 the department of human rights for 1.00 FTE to provide support
 4 32 for the justice data warehouse technology project.]

VETOED

Pooled Technology Account allocation to the ITD for lease purchase costs associated with the Justice Data Warehouse Project.

DETAIL: Of this allocation, \$60,000 is required to be transferred to the Division of Criminal and Juvenile Justice Planning, for support of 1.00 FTE position to operate the system.

VETOED: The Governor vetoed this Subsection stating that the project will be eligible for funding from the larger pool that results from this veto. Additionally, the Governor indicates the ITD can accomplish more with the same funding by combining this project with similar projects in other departments, and this frees up funds for other projects.

4 33 [f. The next \$1,000,000 shall be allocated to the
 4 34 information technology department for implementation of an
 4 35 enterprise data warehouse.]

VETOED

Pooled Technology Account allocation to the ITD for implementation of an enterprise data warehouse.

VETOED: The Governor vetoed this Subsection stating that the project will be eligible for funding from the larger pool that results from this veto. Additionally, the Governor indicated the ITD can accomplish more with the same funding by combining this project with similar projects in other departments, and this frees up funds for other projects.

5 1 g. The next \$500,000 shall be allocated to the secretary
5 2 of state's office to replace the secretary of state's voter
5 3 registration system.

Pooled Technology Account allocation to the Secretary of State's Office for partial costs of replacing the State's voter registration system.

5 4 [h. The next \$1,000,000 shall be allocated to the Iowa
5 5 department of workforce development for automation of the
5 6 unemployment system.]

VETOED

Pooled Technology Account allocation to the Department of Workforce Development for automation of the unemployment system.

VETOED: The Governor vetoed this Subsection stating that the project will be eligible for funding from the larger pool that results from this veto. Additionally, the Governor indicated the ITD can accomplish more with the same funding by combining this project with similar projects in other departments, and this frees up funds for other projects.

5 7 [i. The next \$250,000 shall be allocated to the department
5 8 of agriculture and land stewardship for the e-commerce
5 9 electronic licensing project.]

VETOED

Pooled Technology Account allocation to the Department of Agriculture and Land Stewardship for the e-commerce electronic licensing project.

VETOED: The Governor vetoed this Subsection stating that the project will be eligible for funding from the larger pool that results from this veto. Additionally, the Governor indicated the ITD can accomplish more with the same funding by combining this project with similar projects in other departments, and this frees up funds for other projects.

5 10 j. The remaining amount in the pooled technology account
5 11 shall be allocated to implement the recommendations of the
5 12 information technology council. [However, none of these funds
5 13 may be utilized for asynchronous transfer mode technology
5 14 conversion, the enterprise resource planning project, or
5 15 digital broadcast conversion, or for lease-purchase payments
5 16 in connection therewith. Amounts allocated pursuant to this

VETOED

Pooled Technology Account allocation to the ITD for use in implementing the recommendation of the Information Technology Council.

DETAIL: Prohibits the expenditure of these funds on the following three projects or for payment of lease purchase costs related to them:

5 17 paragraph shall include any reversions in excess of those
5 18 necessary to fund the justice data warehouse project.]

1. Asynchronous transfer mode technology conversion of the ICN.
2. Enterprise Resource Planning Project for the Executive Branch.
3. Digital broadcast conversion for IPTV.

VETOED: The Governor vetoed a portion of this Subsection stating that this provides the ITD with flexibility to pursue important projects that were recommended by the Information Technology Council, and which will provide important savings and benefits to Iowans.

5 19 2. A department or agency receiving an appropriation under
5 20 subsection 1 shall consult with the information technology
5 21 department regarding any technology purchase, lease, or
5 22 contract, prior to making a purchase or entering into a lease
5 23 or contract. This subsection shall not apply to a technology
5 24 purchase, lease, or contract made or entered into by or on
5 25 behalf of a community college[, the university of northern iowa
5 26 in developing a twenty-first century learning initiative,] or
5 27 an accredited nonpublic school pursuant to subsection 1,
5 28 paragraphs "a" through "c".

VETOED

Requires agencies or departments receiving allocations in Subsection 5.1 of this Act to consult with the ITD prior to making any technology related purchases.

DETAIL: Excludes community colleges, the University of Northern Iowa, and nonpublic schools from this requirement.

VETOED: The Governor vetoed a portion of this Subsection stating that the 21st Century Learning Initiative will develop a digital library of electronic curriculum that will be available to educators and libraries across the State. For this reason, the Governor stated it is appropriate to ensure that the technology used will be compatible across State and local organizations, including the State and regional libraries.

5 29 3. The department of management, in cooperation with the
5 30 information technology department, shall develop a standard
5 31 budget request form for technology or business reengineering
5 32 projects. A department requesting funding for projects which
5 33 will cost more than \$100,000 shall use the request form. The
5 34 form shall require consistent reporting criteria including,
5 35 but not limited to, project description, project goals,
6 1 project performance measures, return on investment, cost, time
6 2 frame, funding sources, and customer base.

Requires the DOM and the ITD to develop a standard budget request form for technology or business reengineering projects over \$100,000, and specifies the requirements for its use.

6 3 4. Notwithstanding the distribution formula contained in
6 4 section 8.62 for an operational appropriation which remains
6 5 unexpended or unencumbered for the fiscal year beginning July
6 6 1, 2000, 75 percent of the unexpended or unencumbered moneys
6 7 subject to section 8.62 are appropriated to the pooled
6 8 technology account. The remaining 25 percent of such moneys
6 9 shall remain with the entity to which the operational
6 10 appropriation was made. Notwithstanding section 8.33, for an
6 11 appropriation other than an operational appropriation as
6 12 provided in section 8.62 which remains unencumbered for the
6 13 fiscal year beginning July 1, 2000, 100 percent of the
6 14 unexpended or unencumbered moneys are appropriated to the
6 15 pooled technology account. Of the funds appropriated to the
6 16 pooled technology account pursuant to this subsection which
6 17 remain after the deposit to the general fund of the state
6 18 specified in unnumbered paragraph 2, \$312,000 shall be
6 19 allocated to the information technology department for lease—
6 20 purchase costs related to the justice data warehouse
6 21 technology project.
6 22 Notwithstanding this subsection, the first \$10,000,000
6 23 subject to reversion and appropriation to the pooled
6 24 technology account under this subsection shall be deposited in
6 25 the general fund to be used for balancing the state's budget
6 26 for the fiscal year beginning July 1, 2001, and ending June
6 27 30, 2002.

6 28 Sec. 6. FUNDING FOR IOWACCESS.
6 29 1. Notwithstanding section 321A.3, subsection 1, for the
6 30 fiscal year beginning July 1, 2001, and ending June 30, 2002,
6 31 the first \$1,000,000 collected and transferred by the
6 32 department of transportation to the treasurer of state with
6 33 respect to the fees for transactions involving the furnishing
6 34 of a certified abstract of a vehicle operating record under
6 35 section 321A.3, subsection 1, shall be transferred to the
7 1 lowAccess revolving fund created in section 14B.206 and
7 2 administered by the information technology department for the

CODE: Appropriates 75.00% of funds from operational accounts and 100.00% of funds from nonoperational accounts, that would otherwise revert to the General Fund at the end of FY 2001, to the Pooled Technology Account. Also, provides that the first \$10,000,000 of funds subject to reversion at the end of FY 2001 be deposited into the General Fund.

FISCAL IMPACT: Currently, the LFB estimates that there will be \$10,000,000 in reversions. Should the actual amount of funds reverted be in excess of the estimate, those funds would be deposited into the Pooled Technology Account.

CODE: Requires the first \$1,000,000 collected by the Department of Transportation from the sale of certified driver's records to be allocated to the lowAccess Revolving Fund for developing, implementing, maintaining, and expanding electronic access to government records as specified in Chapter 14B, Code of Iowa.

7 3 purposes of developing, implementing, maintaining, and
7 4 expanding electronic access to government records in
7 5 accordance with the requirements set forth in chapter 14B.

7 6 2. It is the intent of the general assembly that all fees
7 7 collected with respect to transactions involving lowAccess
7 8 shall be deposited in the lowAccess revolving fund created in
7 9 section 14B.206 and shall be used only for the support of
7 10 lowAccess projects.

Specifies the intent of the General Assembly that all fees collected from transactions involving lowAccess be deposited into the lowAccess Revolving Fund and be used only for the support of lowAccess project.

7 11 Sec. 7. Section 14B.105, subsection 2, paragraph f, Code
7 12 2001, is amended to read as follows:
7 13 f. Review the recommendations of the lowAccess advisory
7 14 council regarding rates to be charged for access to and for
7 15 value-added services performed through lowAccess, and make
7 16 ~~recommendations to the general assembly regarding such rates.~~
7 17 ~~A rate shall not be approved or charged unless approved by act~~
7 18 ~~of the general assembly. The information technology council~~
7 19 ~~shall report the establishment of a new rate or change in the~~
7 20 ~~level of an existing rate to the department of management, and~~
7 21 ~~the department of management shall notify the legislative~~
7 22 ~~fiscal bureau regarding the rate establishment or change.~~

CODE: Requires the ITD to report the establishment of any new rate or change in existing rate for lowAccess services to the Department of Management (DOM) and requires the DOM to notify the LFB of these changes.

7 23 Sec. 8. Section 14B.203, Code 2001, is amended by adding
7 24 the following new subsection:
7 25 NEW SUBSECTION. 5. Notwithstanding any other provision of
7 26 this section, the department may establish for the fiscal
7 27 years beginning July 1, 2001, and ending June 30, 2005, a
7 28 pilot project for fee collection. Fees shall be collected
7 29 based on the ability to access court information from remote
7 30 locations. [All revenue derived from a pilot project
7 31 implemented pursuant to this subsection shall be deposited
7 32 into the pooled technology account.]

CODE: Permits the Judicial Branch to implement a four-year, fee-based pilot project for providing remote access to court information currently only available at courthouses.

VETOED: The Governor vetoed this Section stating that the proper place for fees collected from lowAccess Internet sites is the lowAccess Fund.

VETOED

7 33 [Sec. 9. Section 260A.1, subsection 1, Code 2001, is
7 34 amended by striking the subsection and inserting in lieu
7 35 thereof the following:

VETOED

CODE: Permits appropriations from the Pooled Technology Account to be used for this Program.

8 1 1. Appropriations from the pooled technology account may
8 2 be used for the purposes authorized in the community college
8 3 vocational–technical technology improvement program.]

DETAIL: In prior years this has been funded through appropriations from the Rebuild Iowa Infrastructure Fund (RIIF).

VETOED: The Governor vetoed this Section stating that while he supports improvement of community college technology and recommended funding it at a higher level, the Pooled Technology Account is not the source of money he recommended for this Program.

8 4 Sec. 10. Section 260A.2, Code 2001, is amended to read as
8 5 follows:

8 6 260A.2 COMMUNITY COLLEGE VOCATIONAL–TECHNICAL
TECHNOLOGY

8 7 IMPROVEMENT PLANS.

8 8 Prior to receiving moneys under this chapter, the board of
8 9 directors of a community college shall adopt a technology plan
8 10 that supports community college vocational–technical
8 11 technology improvement efforts, authorizes a needs assessment
8 12 of business and industry in the district, and includes an
8 13 evaluation component, and shall provide to the department of
8 14 education adequate assurance that funds received under this
8 15 chapter will be used in accordance with the technology plan.
8 16 The plan shall be developed by licensed professional staff of
8 17 the community college, including both faculty members and
8 18 school administrators, the private sector, trade and
8 19 professional organizations, and other interested parties, and
8 20 shall, at a minimum, focus on the attainment of the
8 21 vocational–technical skills and achievement goals of the
8 22 student. The plan shall consider the community college's
8 23 interconnectivity with the Iowa communications network, and
8 24 shall demonstrate how, ~~over a four-year period~~, the board will
8 25 utilize technology to improve vocational–technical student
8 26 achievement. The technology plan shall be kept on file at the
8 27 community college. Progress made under the plan shall be
8 28 reported annually to the department of education in a manner
8 29 prescribed by the department of education.

CODE: Strikes language requiring the community college technology plans to cover a four-year period.

8 30 Sec. 11. Section 304.13A, subsections 1 and 2, Code 2001,
8 31 are amended to read as follows:
8 32 1. An agency ~~required to compile and maintain a report,~~
8 33 which produces or makes available for public inspection
8 34 written reports or newsletters on and after July 1, 2001,
8 35 shall maintain such report or newsletter in an electronic
9 1 form, giving consideration to the standards for electronic
9 2 records recommended by the information technology department.
9 3 Such agency, by itself, or with the assistance of the
9 4 information technology department, shall also make the report
9 5 or newsletter accessible to the public through the internet as
9 6 provided in subsection 2 and through other electronic means.
9 7 2. A copy of all ~~required~~ agency reports or newsletters
9 8 maintained pursuant to subsection 1 shall be located at an
9 9 internet site maintained by the information technology
9 10 department in consultation with the state librarian, and all
9 11 ~~required~~ such reports or newsletters shall be placed on
9 12 electronic media. The state librarian shall provide for the
9 13 distribution of such copies to a public library in this state
9 14 requesting such copy.

9 15 Sec. 12. 2000 Iowa Acts, chapter 1226, section 5,
9 16 subsection 2, is amended by adding the following new
9 17 paragraph:
9 18 NEW PARAGRAPH. dd. The next \$1,400,000 shall be allocated
9 19 to the treasurer of state for debt service for the Iowa
9 20 communications network for the fiscal year beginning July 1,
9 21 2001, and ending June 30, 2002.

9 22 Sec. 13. 2000 Iowa Acts, chapter 1226, section 5,
9 23 subsection 2, paragraph e, unnumbered paragraph 1, is amended
9 24 to read as follows:
9 25 The next ~~\$21,000,000~~ \$19,600,000 shall be allocated to the
9 26 division of information technology services of the department
9 27 of general services only for the projects designated in this
9 28 paragraph as follows:

CODE: Requires all State agencies to create and maintain in electronic form all reports and newsletters they produce for public inspection available over the Internet beginning July 1, 2001. Also, requires the agencies to furnish an electronic copy of all such reports and documents to the State Librarian for distribution to other libraries upon request.

DETAIL: The purpose of this requirement is to minimize the amount of printing and mailing costs required for the distribution of this information.

CODE: Allocates \$1,400,000 to the Treasurer of State for FY 2002 from funds available in FY 2001 in the Pooled Technology Account.

DETAIL: This allocation, along with the General Fund appropriation to the Treasurer of State in Section 1 of this Act, will provide sufficient funding to meet the payment obligations for the debt service on the certificates of participation issued for the build-out of Parts I and II of the ICN.

CODE: Reduces the maximum allocation to the Pooled Technology Account for the ITD to use for designated projects in FY 2001 by \$1,400,000.

9 29 Sec. 14. TECHNOLOGY SERVICES FOR ACCREDITED NONPUBLIC
9 30 SCHOOL STUDENTS.

Specifies that technology adopted and purchased by a school district be provided to accredited nonpublic schools upon written request within the limits of funding provided.

9 31 1. Technology adopted and purchased by a school district
9 32 shall, to the extent funds are appropriated by the general
9 33 assembly, be made available to students of accredited
9 34 nonpublic schools located within the boundaries of the school
9 35 district upon the written request of the authorities in charge
10 1 of the accredited nonpublic school on behalf of the school's
10 2 students as provided in this section.

Requires the Department of Education to determine the amount each school district shall be required to expend, and specifies that the technology purchased shall be nonsectarian and nonreligious.

10 3 2. Funds appropriated for purposes of this section shall
10 4 be allocated to school districts for the purchase of
10 5 technology for accredited nonpublic schools as provided in
10 6 this section, subject to the restrictions of section 256D.8,
10 7 subsection 1. The department of education shall ascertain a
10 8 maximum annual amount the school district shall be required to
10 9 use for the purchase of technology for participating
10 10 accredited nonpublic schools. The amount shall be in the
10 11 proportion that the basic enrollment of a participating
10 12 accredited nonpublic school bears to the sum of the basic
10 13 enrollments of all participating accredited nonpublic schools
10 14 in the state for the budget year. A participating accredited
10 15 nonpublic school shall certify its actual enrollment to the
10 16 department of education by October 1, 2001. By October 15,
10 17 2001, the department of education shall notify the board of
10 18 directors of each school district of the maximum amount of its
10 19 allocation that shall be made available for purchasing
10 20 nonsectarian, nonreligious technology for each of the
10 21 participating accredited nonpublic schools located within the
10 22 school district in accordance with this section. For purposes
10 23 of this section only, an accredited nonpublic school's
10 24 enrollment count shall include only students who are residents
10 25 of Iowa.

Specifies that the costs of providing the technology shall not be included in computing a district's cost per pupil.

10 26 3. The costs of providing technology to participating
10 27 accredited nonpublic schools as provided in this section shall
10 28 not be included in the computation of district cost under
10 29 chapter 257, but shall be shown in the budget as an expense
10 30 from miscellaneous income. Technology expenditures made in

10 31 accordance with this section shall be kept on file in the
10 32 school district.

10 33 Sec. 15. POOLED TECHNOLOGY FUNDING — PRIOR ALLOCATIONS.

10 34 1. Notwithstanding section 8.33, moneys allocated in 2000
10 35 Iowa Acts, chapter 1226, section 5, subsection 2, paragraphs
11 1 "a" through "c", and paragraph "dd", as enacted by this Act,
11 2 which remain unobligated or unexpended at the close of the
11 3 fiscal year shall not revert but shall remain available for
11 4 expenditure for the purpose for which allocated for the fiscal
11 5 year beginning July 1, 2001, and ending June 30, 2002.

CODE: Allows funds that are unencumbered or unobligated at the end of FY 2001 to carry forward into FY 2002 for the purposes for which they were appropriated.

11 6 2. Notwithstanding section 8.33, the remaining balance of
11 7 the moneys allocated to the information technology department
11 8 in 2000 Iowa Acts, chapter 1226, section 5, subsection 2,
11 9 paragraph "e", which remain unobligated or unexpended at the
11 10 close of the fiscal year shall not revert but shall remain
11 11 available for expenditure by the information technology
11 12 department for technology purposes for the fiscal year
11 13 beginning July 1, 2001, and ending June 30, 2002.

CODE: Allows funds that are unobligated and unencumbered at the end of FY 2001 to carry forward into FY 2002 for use by the ITD for technology purposes.

11 14 Sec. 16. DISTANCE LEARNING — STUDY. The legislative
11 15 council is requested to establish an interim study committee
11 16 relating to distance learning and related Iowa communications
11 17 network educational issues. The objective of the study shall
11 18 be to evaluate the viability of establishing the state of Iowa
11 19 as a distance learning center. The study shall identify
11 20 distance learning technology opportunities between interested
11 21 agencies and entities involved in or potentially involved in
11 22 distance learning activities, including but not limited to K–
11 23 12 schools, area education agencies, institutions of higher
11 24 learning, the public broadcasting division of the department
11 25 of education, the department of education, the Iowa
11 26 communications network, the information technology department,
11 27 and military and private sector institutions or agencies. The
11 28 committee is directed to submit its findings, with any
11 29 recommendations, in a report to the general assembly not later

Requests the Legislative Council establish an interim study committee related to the viability of establishing Iowa as a distance learning center. Specifies that the committee will report to the General Assembly by January 15, 2002.

11 30 than January 15, 2002.

11 31 Sec. 17. Section 260A.4, Code 2001, is repealed.

CODE: Repeals the sunset of the Community College Vocational-Technical Technology Improvement Program.

11 32 Sec. 18. EFFECTIVE DATES. Section 5, subsection 4; and
11 33 sections 12, 13, and 15 of this Act, being deemed of immediate
11 34 importance, take effect upon enactment.

Specifies that the following Sections of this Act are effective upon enactment.

1. Section 5.4 - Appropriation of specified FY 2001 reversions to the Pooled Technology Account.
2. Section 12 - Providing a Pooled Technology Account allocation to the Treasurer of State from funds available in FY 2001.
3. Section 13 - Providing a reduction in the FY 2001 Pooled Technology Account allocation to the ITD for various technology projects.
4. Section 15 - Providing for nonreversion of funds remaining at the end of FY 2001 from any FY 2001 allocation from the Pooled Technology Account.

11 35 HF 719

12 1 m/es/25